

**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**

TIMOTHY FIDLER, derivatively on behalf of
CELSION CORPORATION,

Plaintiff,

vs.

MICHAEL H. TARDUGNO, JEFFREY W.
CHURCH, NICHOLAS BORYS, DONALD P.
BRAUN, AUGUSTINE CHOW, FREDERICK
J. FRITZ, ROBERT W. HOOPER, ALBERTO
R. MARTINEZ, and ANDREAS VOSS,

Defendants,

and

CELSION CORPORATION,

Nominal Defendant.

Case No.: 3:21-cv-02662

**STIPULATION AND ORDER
OF DISMISSAL WITHOUT
PREJUDICE AND WITHOUT
COSTS OR FEES**

IT IS HEREBY STIPULATED AND AGREED by and among Plaintiff Timothy Fidler (“Plaintiff”), Nominal Defendant Celsion Corporation (now Imunon Inc.) (“Celsion” or the “Company”), and Defendants Michael H. Tardugno, Jeffrey W. Church, Nicholas Borys, Donald P. Braun, Augustine Chow, Frederick J. Fritz, Robert W. Hooper, Alberto R. Martinez, and Andreas Voss (collectively, the “Individual Defendants” and together with Celsion, the “Defendants”) (Plaintiff and Defendants collectively, the “Parties”), through their respective counsel, that all claims asserted in the above-captioned action are hereby dismissed in their entirety without prejudice pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii), without any award of counsel fees or other expenses.

IT IS SO ORDERED this 30th day of May 2024.



ZAHID N. QURAISHI, U.S.D.J.

IT IS SO STIPULATED.

Date: May 29, 2024

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**pro hac vice application not yet submitted
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